

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

ROYCE HALL, and SANDY C. HALL

Plaintiffs,

v.

JOHN CRANE, JERRY JONES,
ANTOINETTE RILEY, and DONNA KEITH

Defendants.

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1:23-CV-1520-RP

ORDER

Before the Court is the report and recommendation from United States Magistrate Judge Susan Hightower concerning Plaintiff Royce Hall's ("Hall") notice of removal pursuant to 28 U.S.C. § 1915(e). (R. & R., Dkt. 5). Pursuant to 28 U.S.C. § 636(b) and Rule 1(d) of Appendix C of the Local Rules of the United States District Court for the Western District of Texas, Judge Hightower issued her report and recommendation on January 2, 2024. (*Id.*). As of the date of this order, Hall has not filed objections to the report and recommendation.

Pursuant to 28 U.S.C. § 636(b), a party may serve and file specific, written objections to a magistrate judge's proposed findings and recommendations within fourteen days after being served with a copy of the report and recommendation and, in doing so, secure *de novo* review by the district court. When no objections are timely filed, a district court can review the magistrate's report and recommendation for clear error. *See* Fed. R. Civ. P. 72 advisory committee's note ("When no timely objection is filed, the [district] court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.").

Because Hall has not filed timely objections, the Court reviews the report and recommendation for clear error. Having done so and finding no clear error, the Court accepts and adopts the report and recommendation as its own order.

Accordingly, the Court **ORDERS** that the report and recommendation of the United States Magistrate Judge, (Dkt. 5), is **ADOPTED**. Plaintiff's notice of removal, (Dkt. 1), is **DISMISSED** as frivolous under 28 U.S.C. § 1915(e)(2).

IT IS FURTHER ORDERED that the motion to combine, (Dkt. 6), is **DISMISSED AS MOOT**.

IT IS FURTHER ORDERED that this action is **REMANDED** to Travis County Probate Court No. 1.

IT IS FINALLY ORDERED that this case is **CLOSED**.

SIGNED on January 29, 2024.

A handwritten signature in blue ink, appearing to read "Robert Pitman", written over a horizontal line.

ROBERT PITMAN
UNITED STATES DISTRICT JUDGE